State of California, State Water Resources Control Board **Division of Water Rights**

P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

JOHN M SEPULVEDA TRUST

S000585

2005, 2006, 2007

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

This Farms by II II V 4 2000

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butary		.0.0								Year of Fir	st Use: 1	835		
-	Santa C	lara							Name e	f Diversion	works:			
		1/4 of 1/	4 Section	4 T 6 S F	R 1 F MD	R&M			Asses	sor Parcel N	lumber			
/ersion	within:	1/4 01 1/	4 360001	4, 100,1	(1 L, 141D	Daw				the Diversi				
A.	Water i	s Used Un	<u>der</u> : Ripa	rian claim	Pre-	1914 claim	Co	urt Decree	No.:	Othe	r (explain)):		
ь	Voor of	First Hear	(Dlease n	rovide if m	iceina in t	the Division	of Rights	datahase ((ewrims)) _					
В.	Teal Of	riist use.	(Ficase p	IOVIGE II III	iiooniy iii	IIIC DIVISION	Orragino	<i></i>						
C.	Rate of	Diversion	: The rate	of diversi	on of wate	er for each	month use	d and ente	red in the ta	ble below is	s shown ir	units of:		
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E.	Irrigatio					ated, stock Stockwa			ved, etc. ;	Domestic			;	
	Porcel I	Number(s)	of Place of	I lea										
		` '												
F.	Change	es in Metho	od of Dive	rsion – D	escribe a	ny changes	in your pro	oject since	your previou	ıs statemer	nt was file	d.		
	(New p	ump, enlarg	ed diversi	on dam, lo	ocation of	diversion, e	etc.)							
									<u> </u>					
_	Dioces	onewer onl	v those au	ections ha	low which	h are applic	able to voi	ır project						
G.	Please	answer om	y u iose qu	esuons be	SIOW WILICI	i ale applic	able to you	ii project.						
	1. Co	nservation	of water											
	a.	Are you	now empl	oying wate	r conserv	ation efforts	s? YES _	_	NO					
		Describe	any wate	r conserva	ation effor	ts you have	e initiated:_						<u> </u>	
	b.	if you ar	e claiming	credit for	water con	servation u	nder section	on 1011 of	the Water C	ode for you	ır claimed	pre-1914	appropriati	ve right, plea
	J.			of water co						•				
			on in Diver	sions:					(45940)	V			/AE/MAC\	
		Year _			(AF/M	G) Year _			_ (AF/MG)	rear			(AF/MG)	

		Reduction Year	n in consumptive	e use: (AF/MG) Yea	ar	(AF/MG) Year		(AF/MG)
		I have dat	ta to support the	above surface water	er use reductions due	o conservation efforts. Y	ES NO	
2.	Wat	ter quality a	and wastewater	reclamation				
	a.	Are you n	ow or have you which unreason	been using reclaime ably affects such wa	ed water from a waste ater for other beneficia	water treatment facility, de uses? YES NO _	esalination facility or 	water polluted by waste to
	b.	If you are appropriate supply use	tive right under:	due to the substitution section 1010 of the	on of reclaimed water, Water Code, please sl	desalinated water or pollo low amounts of reduced o	uted water in lieu of diversions and amou	a claimed pre-1914 unts of substitute water
		Amount o	f reduced divers	sion: (AF/MG) Yea	ar	(AF/MG) Year	_	(AF/MG)
		State the	type of substitut	e water supply:				
		Year	f substitute water	(ÁF/MG) Yea	arer use reductions due	(AF/MG) Year o the use of a substitute v	water supply. YES	_(AF/MG) NO
3.	Cor	junctive us	e of surface wat	er and groundwater				
	a.	Are you n	ow using ground	dwater in lieu of surf	ace water? YES	_ NO		
	b.	Code, ple Year I have dat	ase show the ar	mounts of groundwa (AF/MG) Yea above surface wate	iter used: ar er use reductions due	(AF/MG) Year o the use of groundwater	YES NO	
sou	ght in	the future.				in "F" above if credit unde	er water Code secti	ons to to and to this
				•	best of my knowledge			O. Nr.
								, California
PRI	NTE	O NAME: _	(first	name)	(middle initial)	(1	last name)	
СО	MPAI	NY NAME:						
ITE	М		nere is insufficie CONTINUATIO		nswers, please use the	space provided below or	add an attachment	sheet.
		- -						
		_				TO WATER RIGHTS IN (rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An <u>appropriative right</u> is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

Page 2 of 2

S000585

sources Control Board State of California, State Water Division of W Rights P.O. Box 2000, Sacramento, CA 95812-2000 Info: (916) 341-5300, FAX: (916) 341-5400 Web: http://waterrights.ca.gov

2002, 2003, 2004

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by July 1, 2005.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: JOHN M SEPULVEDA TRUST;

STATEMENT NO.: S000585 CONTACT PHONE NO.: (408)262-0379-209-392-64/37

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING: **DONNA M BREITEL** 2016 E CALAVERAS RD

MILPITAS, CA 95035

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a.		and wastewater re		•			
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b.	If you are appropria supply us	tive right under s	ue to the substit ection 1010 of th	ution of reclaimed watene Water Code, please	er, desalinated w show amounts o	ater or polluted water in lie freduced diversions and	eu of a claimed pre-1914 amounts of substitute water
	Amount o	f reduced diversi-	on:		±*		•
	Year		(AF/MG)	Year	(AF/MG)	Year	(AF/MG)
	State the	type of substitute	water supply: _				
	Amount o	f substitute water	r supply used: (AF/MG)	Year	(AF/MG)	Year	(AF/MG)
	I have da	ta to support the	above surface w	vater ușe reductions du	ie to the use of a	substitute water supply. `	res no
. Co		e of surface wate					***************************************
a.	Are you n	ow using ground	water in lieu of s	surface water? YES	NO	<u> </u>	
b.	if you are Code, ple	claiming credit do	ve to the substite ounts of ground	ution of groundwater fo	or a claimed pre-	1914 appropriative right ur	oder section 1011.5 of the Wa
	Year		(AF/MG) Y	Yea r	(AF/MG)	Year	(AF/MG)
						oundwater. YES	
	i ilave ua	a to support the a	above surface w	ater use reductions ou	ie to the use of gi	oundwater. YES	NO
unders	tand that it	nav he necessan	v to document th	ne water savings claim	ed in "E" above if	cradit Under Mater Code	sections 1010 and 1011 is
ought i	n the future.		y to accument	To trator ournigs claim		Cocuit dilitati Anarel Code	sections to to and to this
declare	e that the int	ormation in this re	eport is true to th	he best of my knowledg	ge and helief		
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An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

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€ ST-SUPPL (1-05)

STATE WATER RESOURCES CONTROL BOARD, DIVISION OF WATER RIGHTS P.O. BOX 2000, SACRAMENTO, CA 95812-2000

(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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If the information below is inaccurate, please line it out in red and provide current information. nformation below is inaccurate, please line it out in red and provide cominglyéar? WATER MGHTS

Notify this office if ownership or address changes occur during the cominglyéar? WATER MGHTS

SACRALGITO

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		CA 950												
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See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

COMPANY NAME:

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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A <u>riparian right</u> enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same water shed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

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[&]quot;Statements of Water Diversion and Use"

[&]quot;Information Pertaining to Water Rights in California"

[&]quot;Water Rights for Stockponds Constructed Prior to 1969"

[&]quot;Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000, SACRAMENTO, CA 95812-2000

(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information. Notify this office if ownership or address changes occur during the coming year.

APR 26

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

رين

OWNER OF RECORD: JOHN M SEPULVEDA TRUST

DONNA M BREITEL 2016 E CALAVERAS RD MILPITAS, CA 95035

STATEMENT NO: S000585

SOURCE: ARROYO DE LOS COCHES TRIBUTARY TO: PENITENCIA GREEK COUNTY: SANTA CLARA DIVERSION WITHIN: 1/4 OF 1/4 SECTION 4, T6S, R1E, MB&M.	TELEPHONE NUMBER: (408) 262-0379 YEAR OF FIRST USE: 1835 PARCEL NO:
used under: Riparian claim Pre 1914 right Other (explain	n);
irst use (Please provide if missing above)	
of Use – Enter the amount of water used each month. If monthly and annual use are not known, che iter was used.	eck the months in
Amounts below are: Gallons Acre-feet Other	_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
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1997													
1998													

	1997										
	1998	i				<u> </u>					
D. <u>F</u>	urpose	of Use - Specify nu	mber of acres i	irrigated, stock	watered, pers	ons served,	etc.				
1	rrigatior		acres; St	ockwatering		; Do	mestic	<u> </u>			
(Other (s	pecity)	·						- · · · · · · · · · · · · · · · · · · ·		
E. <u>C</u>	Changes	s in Method of Divers I diversion dam, loca	sion – Describe	e any changes i							
F. F	Please a	inswer only those qu	estions below	which are appli	cable to your	project.	,				
1		servation of water									
	а.	Describe any wate	r conservation	efforts you may	y have started	l;				-	
	b.		-t-mi.e.			.					
	C.	If credit toward ber claimed under sec							ot used due to	a conservatio	n effort is
		19		(af/mg) 19			(af/ma) 1	ı Q		(af/mo	\

- 2. Water quality and wastewater reclamation
 - a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO

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STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000, SACRAMENTO, CA 95812-2000 (916) 657-2170

	b.	If credit toward use un polluted water in lieu o and amounts of reclair	of appropriated water is claimed under	water right through substitution of reclaimed section 1010 of the Water Code, please sh	l water, desalinated water or ow amounts of reduced diversions
		19	(af/mg) 19	(af/mg) 19	(af/mg)
3.	Cor	njunctive use of surface	water and groundwater		·
	a.	Are you now using grou	indwater in lieu of surface water? YES	S NO	
	b.	If credit toward use und water is claimed under	der a claimed pre 1914 appropriative r section 1011.5 of the Water Code, ple	ight through substitution of groundwater in I ase show the amounts of groundwater used	ieu of appropriated 1:
		19	(af/mg) 19	(af/mg) 19	(af/mg)
		PANY NAME: Joh		(middle init.) answers, please use the space provided by	
i T	TEM	CONTINUATION	If there is insufficient space for your	answers, please use the space provided be	elow.
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GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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5-585

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT	OF	WATER	DIVERSION	AND	USE
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STATEMENT NO:			SEPULVE	EDA							B95	
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(If any of the above	ve inform	nation is	s inaccu	rate or	missing,	please	correct.	Notify 1	this offic	e if own	ership	or
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A. Water is used	under:	Riparia	ın claim		;	1914 rig	ht	; Ot	her (exp	olain)		_
A. Water is used									her (exp	olain)		_
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	<u>se</u> (Plea e - Enter	ase prov	vide if m	nissing a	bove) _			·				
B. Year of first use	<u>se</u> (Plea <u>e</u> - Enter enths in v	ase prov r the am which w	vide if m nount of vater wa	nissing a water us s used.	bove) _	n month.	If mont	·	annual u	ise are n	ot knov	vn,
Year of first use Amount of Use check the mo	se (Plea e - Enter onths in v	ase prov r the and which w	vide if mount of vater wa	water used.	bove) _ sed each	n month.	If mont	hly and	annual u	se are n	ot knov	vn,
Year of first use Amount of Use check the modern Amounts below	se (Plea e - Enter onths in v	ase prov r the and which w	vide if mount of vater wa	water used.	bove) _ sed each	n month.	If mont	hly and a	annual u	se are n	ot knov	vn,
B. Year of first use C. Amount of Use check the modern Amounts below JAN.	se (Plea e - Enter onths in v	ase prov r the and which w	vide if mount of vater was	water used. MAY	sed each	JULY	If mont (other	hly and a	annual u	se are n	ot knov	vn,
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PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECOR E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.) F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below. I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief. GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA There are two principal types of surface water rights in California. They are riparian and appropriative rights. A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater. An appropriate right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State. Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators. The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: "Statements of Water Diversion and Use" "Information Pertaining to Water Rights in California"

"Water Rights for Stockponds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS P.O. Box 2000 Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE INFORMATION SHEET

STATEMENT NO. POSOSPS	
DIVERSION SITE: OWNER'S NAME John Morgan S	Epulate Living TRUNC
PARCEL NO. OFF-16-04/	(MIDDLE) (IEAST)
PLACE OF USE: OWNER'S NAME John Morgan	(MIDDLE) (LAST)
1. PARCEL NO. 088-16-841	
2. PARCEL NO.	<u> </u>
3. PARCEL NO.	· · · · · · · · · · · · · · · · · · ·
PERSON OR FIRM TO RECEIVE ALL CORREST	PONDENCE AND SUPPLEMENTAL
STATEMENTS:	
OWNER/LESSEE/AGENT/OTHER NAME DOWNER / MERILYN Sepul	ceess ox Truske
NAME Downe Marilyn (Saval	vede) Breitels
(FIRST)	(MIDDLE) (LAST)
MAILING ADDRESS 2016 E. Cal.	everas Blod.
Milpites, Co	
•	•
TELEPHONE NO. (40P) 262	<u>5379</u>
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(CITY)	(STATE) (ZIP)
TELEPHONE NO. ()	-
2. NAME	<u> </u>
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(CITY)	(STATE) (ZIP)
TELEPHONE NO. ()	
G SECTIONAL INFORMATION CONTINUED	ON DACK OF BACE OF ATTACHED

D ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL INFORMATION BOX.

STATE WATER RESOURCES CONTROL BOARD DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

(916) 657-1875 SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

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STATE OF CALIFORNIA STATE WATER RESOURCES CONTROL BOARD Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95812-2000 901 P/ST.T. FACRAMENTO, CA 95814 (916) 322-4503 CURCES

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

DIVERTER OF RECORD:

DIV. OF VI SACR CONTS

STATEMENT NO: 000585

JOHN M SEPULVEDA 2016 CALAVERAS ROAD MILPITAS, CA 95035

> TELEPHONE NUMBER: (408) 262-1839

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: ARROYO DE LOS COCHES

TRIBUTARY TO: PENITENCIA CREEK

COUNTY: SANTA CLARA

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STATE OF CALHORNIA THE RESOURCES AGENCY STATE WATER REGITTS BOARD

STATEMENT OF WATER DIVERSION AND USE

This electronist should be typewillies as legitly willies in int.

A. Name of person diverting water. Address 2016 - Calgain	as PII	Marca.		·
l. Name of body of water at point of diversion.	Les Cu	1 de	Lac_	·
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Santallara County, or locate prominent local leadmarks.	it on shotch of section gri	id on reverse side wit	A regard to excites	و جملاً د
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Minimum annual water use in succest years.				
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General description or location of place of use (u				
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